

MINUTES

UTAH SUBSTANCE ABUSE COUNSELORS LICENSING BOARD MEETING

May 4, 2005

**Room 4B – 4th Floor – 9:00 A.M.
Heber Wells Building**

CONVENED: 9:00 A.M.

ADJOURNED: 11:45 A.M.

Bureau Manager:
Board Secretary:

Debra Hendren
Karen McCall

Board Members Present:

Patrick J. Fleming
Joel Millard
Ronald K. Wilkey
Dr. Kelly J. Lundberg
Shawn M. McMillen, Chairperson
Linda Cornaby

Board Members Absent:

Wendy Seeley

Guests:

Craig Jackson, Division Director

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

ADMINISTRATIVE BUSINESS:

Read and approve the February 2, 2005 minutes.

Dr. Lundberg made a motion to approve the minutes as read. Mr. Millard seconded the motion. **The Board vote was unanimous.**

NEW BUSINESS:

APPOINTMENTS:

9:30 A.M.

Rodney Symes, Probationary Interview

Mr. Symes met for his probationary interview. Mr. Symes reported that he is still employed with The Haven and is no longer employed with Journey. Mr. Symes stated that his work and home life are doing well. Mr. Symes continues to attend AA meetings

when he is able, on Sundays attends the Haven Knights and attends the Haven meetings during his shift.

Mr. Symes submitted a request for suspension of the urinalysis testing with the option of reinstating at any time should the need arise. The request is based on Mr. Symes doing drug tests for about 5 years now as he was testing prior to being licensed

Mr. Fleming conducted the interview.

The Board noted that Mr. Symes is in compliance with the Stipulation and Order.

Dr. Lundberg made a motion to suspend the drug testing with the option of reinstating if necessary. Mr. Wilkey seconded the motion.

Following Board discussion, Dr. Lundberg amended the motion to have drug testing once every 6 months with the option of reinstating if necessary. Mr. Wilkey seconded the motion. Mr. McMillan, Dr. Lundberg, Mr. Wilkey and Mr. Fleming voted in favor of the motion. Ms. Cornaby abstained as she had left the room for a portion of the discussion. Mr. Millard abstained.

Following further discussion, Dr. Lundberg amended the motion to suspend the drug testing through the Division. Mr. Symes should initiate random drug testing for twice a year through his employer, First Step House and notify the Division when that is in place. Mr. Symes will be required to notify the Division if he changes employment and the Division drug testing would then be reinstated. Quarterly reports will continue and Mr. Symes will start meeting quarterly again.

Mr. Wilkey seconded the motion. The Board vote was unanimous.

An appointment was made for Mr. Symes to meet again August 3, 2005.

9:45 A.M.

Joanie Jones, Review Yes Answers on
Qualifying Questionnaire

Ms. Jones met for her appointment. Sabine Weil joined Ms. Jones for moral support. Ms. Jones reviewed her offenses. Ms. Jones stated that all court requirements have been completed with the exception of the fine, which will take some time to complete the payments. Ms. Jones shared that she has been clean for 4 ½ years, has been in therapy with Mitchell Coles and prefers therapy to AA meetings. Ms. Jones is finishing her Bachelor degree in Counseling at the University of Phoenix and plans to continue into the Master's program to become licensed as a Professional Counselor.

Mr. Fleming conducted the interview.

Mr. Millard made a motion that Ms. Jones be issued a license with a Memorandum of Understand (probation) for a period of 5 years. Ms. Jones would be required random drug tests, quarterly reports from Ms. Jones supervisor, quarterly reports from the therapist, meet quarterly with the Board and any other requirements the Division deems necessary.

Mr. McMillan seconded the motion. The Board vote was unanimous.

Ms. Hendren was requested to prepare the MOU for Ms. Jones to review and sign.

APPLICATION:

Kelly L. Walling

The Board reviewed Mr. Walling's application. The Board recommended the application be denied based on Mr. Walling not meeting the following requirements:

- 1. Good moral character as Mr. Walling plagiarized a report while enrolled in the U of U Substance Abuse program.**
- 2. The education requirement as the U of U will not issue a certificate of completion.**

CORRESPONDENCE:

The Current ATTC Publication

The Board reviewed the ATTC Publication. **No action taken.**

DISCUSSION ITEMS:

FYI

Ms. Hendren notified the Board that she has submitted her resignation, effective May 31, 2005. Ms. Hendren will be leaving the area.

The Board thanked Ms. Hendren for the attention give to the LSAC profession and wished her well in her future endeavors. The Board requested notification when a new Bureau Manager has been hired.

Review Proposed Law Changes

Ms. Hendren stated that the Laws and Rules were carefully reviewed to determine if the proposed changes of education clarification could be made in the Rules. These specific changes must be made in the Law.

A copy of the proposed Law changes was distributed for Board members to review.

As the Law would be opened up for the change, the Board requested including a level of licensure for a Substance Abuse Counselor Intern. The Board recommended Mr. Fleming and Mr. McMillan present the recommendation to the association for review. If clarification or additional information is required, the Board recommended the Division staff be invited to the committee meetings.

FYI

Ms. Hendren stated that there is nothing new to report on the issue of Private Probation Officers. When there is something new, the Division will notify the Board. **No action taken.**

Renewals

Ms. Hendren report that 10% of the licensees were contacted for an audit of their continuing education. To date, there has been only 30% to 40% submitted. Almost half of the CE submitted is lacking information. The required 6 hours of ethics is the area of most of the complaints received. **The Board**

thanked Ms. Hendren for doing the audit and reviewing the CE.

Discussion

Ms. Hendren asked the Board to visit with Marvin Carter, a licensee who surrendered his license and has now submitted an application for reinstatement. Due to a miscommunication, Mr. Carter was in the office and would like to meet with the Board.

The Board agreed to visit with Mr. Carter.

Mr. Carter requested the Board to waive the requirement of documentation of 1 year of clean drug testing before reinstatement of the LSAC license.

The Board reviewed Mr. Carter's file and noted Mr. Carter started drug testing with the Division and there has been a dirty drug screen. The Board recommended the application be denied and Mr. Carter complete the requirements as outlined before reapplying for licensure.

NEXT MEETING SCHEDULED FOR:

August 3, 2005

MEETING ADJOURNED AT:

11:45 A.M.

Date Approved

Chairperson, Utah Substance Abuse Counselors
Licensing Board

Date Approved

Bureau Manager, Division of Occupational &
Professional Licensing